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*Attorneys for Defendants HealthSouth Corp.*

*And HealthSouth of Henderson, Inc.*

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA, *ex rel.*,  
Joshua Luke,

Plaintiff,

v.

HEALTHSOUTH CORPORATION,  
HEALTHSOUTH OF HENDERSON INC.,  
KENNETH BOWMAN, JERRY GRAY, and  
JAYA PATEL,

Defendants.

Case No.: 2:13-cv-01319-APG-VCF

**STIPULATION AND ORDER TO  
RESCHEDULE HEARING ON  
DEFENDANTS' MOTION FOR  
PROTECTIVE ORDER**

Defendants HealthSouth Corporation and HealthSouth of Henderson, Inc. (collectively the "HealthSouth Defendants") and Plaintiff-Relator Joshua Luke hereby stipulate and agree, subject to the Court's approval, as follows:

1. By Order dated March 13, 2018 (Dkt. 129) the Court set a deadline of April 29, 2018 for both parties to file supplemental briefing on HealthSouth's Motion for Protective Order (Dkt. 204). That deadline is in the middle of the parties' current briefing schedule on the Motions to Dismiss Relator's Amended Complaint (Dkts. 133, 134).

2. Because the arguments in the parties' Motions to Dismiss (and responses/replies) will affect the parties' supplemental briefing on the Motion for Protective Order, the parties respectfully ask the Court to move the supplemental briefing deadline until after the briefing on the Motions to Dismiss is complete (Dkt. 133, 134). That amended briefing schedule will allow the Court to consider the full Motion to Dismiss briefing when deciding the issues related to the Motion for Protective Order. As such, the parties jointly request that the Court set a new deadline of May 23, 2018 for the supplemental briefing related to the Motion for Protective Order.

3. Should the Court grant the new briefing deadline, the parties also ask that Court reset the oral argument on the Motion for Protective Order (currently set for May 24, 2018) to June 5 or June 6, 2018 (or sometime shortly thereafter). This additional time would allow the parties to fully address the Motion to Dismiss briefing in their supplemental briefing. It would also allow the Court time to review the Motion to Dismiss briefing before the hearing. Additionally, if at all possible, the parties would prefer an afternoon setting based on the number of attorneys traveling from out of town.

This stipulation is made in good faith, is not interposed for delay, and is not filed for an improper purpose. This is the first stipulation to reschedule this oral argument.

DATED this 27th day of April, 2018.

Respectfully submitted,

LAW OFFICE OF MERRIL HIRSH

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/s/ Merrill Hirsh

/s/ James Pisanelli

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**ORDER**

The Motion is GRANTED. The new deadline for the parties' supplemental briefing is May 23, 2018. Additionally, the oral argument on Defendants' Motion for Protective Order (Dkt. 104) is hereby rescheduled to June 12, \_\_\_\_\_, 2018. in Courtroom 3D. at 10:00 AM.

IT IS SO ORDERED.



UNITED STATES MAGISTRATE JUDGE

DATED: April 30, 2018

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*/s/ R. Jeffrey Layne*  
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